

MAR 19 2012

JULIA C. DUDLEY, CLERK  
BY: *J. Clark*  
DEPUTY CLERK

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ABINGDON DIVISION

MOSES M. HINKLE

Plaintiff,

Civil Action No. 1:09cv00063

v.

**ORDER**

MICHAEL J. ASTRUE,

Commissioner of Social Security,  
Defendant.


By: JAMES P. JONES

UNITED STATES MAGISTRATE JUDGE

It appearing that no objections have been timely filed to the Report filed March 1, 2012, setting forth the findings and recommendations of the magistrate judge, it is **ADJUDGED AND ORDERED** as follows:

1. The Report and its findings and recommendations are wholly **ACCEPTED** and **APPROVED**;
2. Attorneys' fees are awarded to the plaintiff under the provisions of 42 U.S.C.A. § 406(b) in the amount of \$5,000.00; and
3. Plaintiff's counsel shall refund to Hinkle the \$1,093.75 previously awarded pursuant to the Equal Access to Justice Act, ("EAJA"), 28 U.S.C.A. § 2412(d).

ENTER: March 19, 2012.

  
United States District Judge